

Practitioner's Docket No. UCSB 2003-360-2



PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Noel C. MacDonald, et al

Application No.: 10/823,559

Group No.: 2856

Filed: 04/14/2004

Examiner: Le, Thao X.

For: Metal MEMS Devices and Methods of Making Same

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is a small entity. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for two months:

Fee: \$225.00

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY
CLAIMS				
REMAINING		HIGHEST NO	PRESENT	11/02/2005 MBEYENE1 00000030 10023559
AFTER		PREVIOUSLY	EXTRA	ADDIT.
AMENDMENT		PAID FOR		01 FC:2252 RATE FEE 225.00 OP
TOTAL	24	28	= 0	x \$ 25.00 = \$ 0.00
INDEP.	2	3	= 0	x \$ 100.00 = \$ 0.00
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM			+	\$ 0.00 = \$ 0.00

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TOTAL		
ADDIT. FEE	\$	0.00

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No additional fee for claims is required.

**FEE PAYMENT**

5. Attached is a check in the sum of \$225.00.

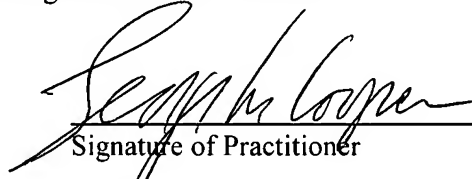
**FEE DEFICIENCY**

6. If an additional extension and/or fee is required, charge Account No. 10-1213.

If an additional fee for claims is required, charge Account No. 10-1213.

Date: November 1, 2005

Reg. No.: 20201  
Tel. No.: 703-415-1500  
Customer No.: 23294

  
\_\_\_\_\_  
Signature of Practitioner  
George M. Cooper  
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P.O. Box 2266 Eads Station  
Arlington, VA 22202



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Noel C. MacDonald et al.	)	
	)	
Serial Number: 10/823,559	)	Group No.: 2814
	)	
Filed: April 14, 2004	)	Examiner: Le, Thao X.
	)	
For: METAL MEMS DEVICES AND	)	
METHODS OF MAKING SAME	)	

**RESPONSE TO OFFICE ACTION**

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated August 4, 2005, applicants hereby elect the invention of claims 14-28, drawn to a method of fabricating a MEMS structure in a metal substrate.

Non-elected claims 1-13, drawn to a MEMS device, are cancelled without prejudice to the submission of these claims in a divisional application. Original claim 14 has been amended. New claims 29-37, submitted herewith, are also directed to the elected invention.

The claims now in the application are set out below, beginning at page 2 of this paper.